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20 *Attorneys for Plaintiff*  
ORACLE AMERICA, INC.

21 UNITED STATES DISTRICT COURT  
22 NORTHERN DISTRICT OF CALIFORNIA  
23 SAN FRANCISCO DIVISION

24 ORACLE AMERICA, INC.  
25 Plaintiff,  
26 v.  
27 GOOGLE INC.  
28 Defendant.

Case No. CV 10-03561 WHA  
**DECLARATION OF ANDREW D.  
SILVERMAN IN SUPPORT OF  
ORACLE'S ADMINISTRATIVE  
MOTION TO FILE UNDER SEAL RE:  
ORACLE'S RULE 59 NEW TRIAL  
MOTION**

1 I, Andrew D. Silverman, declare and state as follows:

2 1. I am a member of the bar of the New York State Bar, admitted to practice before  
3 this Court, and am an associate with the law firm of Orrick, Herrington & Sutcliffe LLP  
4 (“Orrick”), attorneys of record for Plaintiff Oracle America, Inc. (“Oracle”). I am familiar with  
5 the events, pleadings and discovery in this action and, if called upon as a witness, I could and  
6 would testify competently to the matters stated herein of my own personal knowledge.

7 2. I submit this declaration in support of Oracle’s Administrative Motion to File  
8 Under Seal. Google Inc. (“Google”) has designated the following materials discussed in Oracle’s  
9 Motion as “CONFIDENTIAL” and “HIGHLY CONFIDENTIAL – ATTORNEY’S EYES  
10 ONLY” pursuant to the Protective Order:

- 11 • Oracle’s Rule 59 Motion for A New Trial at page 3:20-26; 4:26-27; 5:17-28; 6:1-6; 6:11-  
12 13; 6:19-20; 6:21-26; 7:1-8; 10:19-20; 10:28-11:1; 11:25-27
- 13 • Matthew Bush Decl., Ex. G
- 14 • Matthew Bush Decl., Ex. L at page 9:22-25; 25:1-26
- 15 • Matthew Bush Decl., Ex. M
- 16 • Matthew Bush Decl., Ex. N
- 17 • Matthew Bush Decl., Ex. O
- 18 • Matthew Bush Decl., Ex. P
- 19 • Matthew Bush Decl., Ex. S
- 20 • Matthew Bush Decl., Ex. V
- 21 • Matthew Bush Decl., Ex. Y
- 22 • Matthew Bush Decl., Ex. AA
- 23 • Matthew Bush Decl., Ex. BB
- 24 • Matthew Bush Decl., Ex. FF
- 25 • Matthew Bush Decl., Ex. KK
- 26 • Matthew Bush Decl., Ex. PP
- 27 • Matthew Bush Decl., TX 2449
- 28 • Matthew Bush Decl., TX 4104

1 I declare under penalty of perjury under the laws of the United States that the foregoing  
2 is true and correct.

3 Executed this 6<sup>th</sup> day of July, 2016, at New York, New York.  
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6 */s/ Andrew D. Silverman*

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Andrew D. Silverman  
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